

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 94-191-T - ORDER NO. 97-686

AUGUST 8, 1997

IN RE: Application of Jimmie Ray Collins DBA) ORDER
Collins Moving & Storage, 3097 N.) GRANTING
Blackstock Road, Spartanburg, SC 29301,) REHEARING
to Amend Class E Certificate of Public)
Convenience and Necessity No. 9548.)

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Petition for Rehearing and/or Reconsideration of our Order No. 97-537, filed by Collins Moving & Storage (Collins). Collins alleges that our Order was erroneous when we denied Collins' Application for a Class E Certificate of Public Convenience and Necessity, based on his not being "able" to provide the proposed service, and for failing to carry his burden of proof of showing that the proposed service was required by the public convenience and necessity.

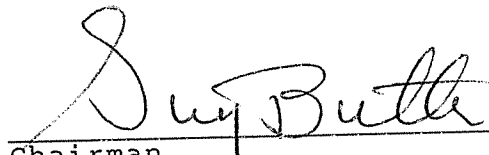
With regard to the "able" criteria, Collins states that the age of his equipment is immaterial, in that each of his vehicles currently holds a satisfactory safety rating from the Federal Highway Administration of the United States Department of Transportation (USDOT). Further, Collins takes issue with our holding on his failure to meet his burden of showing that the public convenience and necessity demands his services.

We have studied these matters, and would like to rehear the

evidence in this case. We trust that the parties will explicate further their evidence on these matters, so that we can have a better understanding of these issues.

We therefore grant the Petition for Rehearing. A rehearing shall be held at whatever time may be deemed appropriate by the Staff, but, in any case, as soon as may be practicable, considering the Commission's heavy hearing schedule. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)